

## REMARKS

Applicants respectfully request reconsideration of this application as amended. Claims 1-16 have been amended. No claims have been cancelled. Therefore, claims 1-16 now are presented for examination.

### 35 U.S.C. § 103 Rejection

Claims 1-16 stand rejected under 35 U.S.C. §103(a), as being unpatentable over McCollum, U.S. Patent No. 6,427,168 (“McCollum”) and Smart Technology Enablers “SmartCIM to DMI Mapper” (“Smart”).

Applicants respectfully submit that McCollum discloses “a method . . . that enables performance monitoring while using a centralized information source model such as CIM.” (col. 2, lines 6-8). The CIM interacts with a CIMOM, and “the CIMOM . . . *acts as proxy on behalf of a client process requests.*” (col. 5, lines 35-38; emphasis provided). “[T]hrough the CIMOM, *client processes are relieved of the burden of locating and directly managing a multitude of devices on the network.* Instead, the CIMOM hides the management complexity by distributing the request to the appropriate providers.” (col. 5, lines 61-65; emphasis provided).

Smart discloses that a “SmartDMI to CIM Mapper allows CIM management applications *to operate on DMI instrumented platforms.*” (page 1, lines 15-17; emphasis provided).

In contrast, claim 1, in pertinent part, recites “a CIM/DMI provider to . . . translate the interrupts, the events, and the information into a format suitable for an intended recipient, wherein the intended recipient is one of either the CIM client applications or the plurality of DMI component instrumentations.” (emphasis provided).

Applicants submit that McCollum does not teach or reasonably suggest such a feature. Specifically, the Examiner in an Office Action, mailed August 22, 2005, states that “*McCollum does not explicitly teach the use of CIM-DMI . . . for interfacing between CIMOM and DMI application[s].*” (Office Action, mailed August 22, 2005, page 2, paragraph 5; emphasis provided). Instead, the Examiner relies on Smart.

While Smart discloses a “SmartDMI to CIM Mapper [that] allows CIM management applications *to operate on DMI instrumented platforms*” (page 1, lines 15-17; emphasis provided); Smart fails to teach or reasonably suggest “a CIM/DMI provider to . . . translate the interrupts, the events, and the information into a format suitable for an intended recipient, wherein the intended recipient is one of either the CIM client applications or the plurality of DMI component instrumentations” as recited by claim 1. (emphasis provided). Stated differently, Smart allows for CIM applications to operate on DMI platforms (page 1, lines 15-17); however, Smart does not allow for DMI component instrumentations to operate on a proxy CIMOM. (see claim 1). Accordingly, Applicants respectfully request that the rejection of claim 1 and its dependent claims be withdrawn.

Claims 9 and 13 contain limitations similar to those of claims 1. Accordingly, Applicants respectfully request the withdrawal of the rejection of claims 9 and 13 and their dependent claims.

### Conclusion

In light of the foregoing, reconsideration and allowance of the claims is hereby earnestly requested.

### **Invitation for a Telephone Interview**

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

### **Request for an Extension of Time**

Applicants respectfully petition for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.

### **Charge our Deposit Account**

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

**BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP**

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